# 0469 # 1047

McCARTER & ENGLISH, LLP Four Gateway Center 100 Mulberry Street P.O. Box 652 Newark, New Jersey 071Q1-0652 (973) 622-4444 Attorneys for Defendants AstraZeneca Pharmaceuticals LP and, AstraZeneca LP

FILED

NOV 1 8 2011

JUDGE JESSICA R. MAYER

ALFREDA MILHOUSE.

Plaintiff,

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JOHNSON & JOHNSON COMPANY: JANSSEN PHARMACEUTICA PRODUCTS, L.P. A/K/A JANSSEN, L.P., A/K/A JANSSEN PHARMACEUTICA. L.P., A/K/A JANSSEN PHARMACEUTICA, INC.: ASTRAZENECA PHARMACEUTICALS LP; ASTRAZENECA LP; ELI LILLY AND COMPANY, JOHN DOE NOS. 1 THROUGH 30 AND JANE DOE NOS. 1 THROUGH 30.

Defendants.

SUPERIOR COURT OF NEW JERSEY LAW DIVISION: MIDDLESEX COUNTY

DOCKET NO. MID-L-3565-06

CIVIL ACTION

In Re Risperdal/Seroquel/Zyprexa Litigation Case No. 274

ORDER OF DISMISSAL OF PLAINTIFF'S COMPLAINT WITHOUT PREJUDICE FOR FAILURE TO SERVE A COMPLETED LONG FORM PLAINTIFF FACT SHEET PURSUANT TO CASE MANAGEMENT ORDER NOS. 4, 4A,47 AND 51.

THIS MATTER having been brought before the Court by Drinker Biddle, LLP, attorneys for Defendants Johnson & Johnson Company; Janssen Pharmaceutica Products, L.P. A/K/A Janssen, L.P., a/k/a Janssen Pharmaceutica, L.P., a/k/a Janssen Pharmaceutica, Inc. (collectively "Janssen") and joined by McCarter & English, LLP, attorneys for Defendants AstraZeneca Pharmaceuticals LP and AstraZeneca LP (collectively "AstraZeneca"), to dismiss the Plaintiff's Complaint without prejudice for failure to serve a Completed Long Form Plaintiff Fact Sheet pursuant to Case

Management Order No. 4 ("CMO 4"), Case Management Order No. 4A ("CMO 4A"), Case Management Order No. 47 ("CMO 47"), and Case Management Order No. 51 ("CMO 51") and the Court having considered the papers submitted, and for good cause shown:

IT IS on this  $18^{h}$  day of  $10^{h}$ , 2011;

**ORDERED** that Defendants' motion be and hereby is **GRANTED**.

AND IT IS FURTHER ORDERED that the Plaintiff's Complaint be and hereby is DISMISSED WITHOUT PREJUDICE as to all Janssen and AstraZeneca defendants - whether served or unserved;

**AND IT IS FURTHER ORDERED** that a signed copy of this Order be posted for all counsel within seven (7) days of the date hereof;

AND IT IS FURTHER ORDERED that upon being served with the within Order of dismissal without prejudice, Plaintiff's counsel shall forthwith serve a copy of this Order upon the Plaintiff by regular and certified mail, return receipt requested, accompanied by a notice in the form prescribed by Appendix II-A of the New Jersey Rules of Court, specifically explaining the consequences of failure to serve a Completed Long Form PFS (which must include properly executed Authorizations and Acknowledgement) and to file and serve a timely motion to restore.

\_\_\_\_\_Unopposed
Opposed

UNOPPOSED

Dated:

"Having reviewed the above motion, I find it to be meritorious on its face and is unopposed. Pursuant to R. 1:6-2, it therefore will be granted essentially for the reasons set forth in the moving papers."